IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

CIVIL APPLICATION NO. 2795 OF 2003
IN
FIRST APPEAL NO. 980 OF 2000

Office Notes, Office Memoranda of of Coram, appearances, Court's orders and Registrar's orders : Court's or Judge's orders

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CORAM: P.V. KAKADE, J.

DATED: 11TH OCT., 2004

P.C.:

1. Heard learned advocates for both parties. Perused the record.

2. This application is for termination of agency of the respondent for non-payment of royalty amount of the property for which he is the agent appointed by the Court Receiver.

Today, the receipts are produced by the respondent showing that the upto-date amount of royalty has been paid. In view of these aspects, the application deserves to be dismissed. It is to be noted that the point regarding change of user sought to be raised on behalf of the applicant is required to be considered at the time of hearing of the appeal on merits and not at this stage. In

view of these aspects, the application stands dismissed and disposed of with no order as to costs.

Under the circumstances, the appeal to be expedited.

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